

IN THE CIRCUIT COURT OF MADISON COUNTY, MISSISSIPPI

ANTONIA M. HARRIS

PLAINTIFF

VS

45CI1:21-cv-0245-JA

J.C. PENNEY CORPORATION, INC

DEFENDANT

CLERK'S CERTIFICATE

I, ANITA WRAY, Circuit Clerk of Madison County, Mississippi, do hereby certify that the above enclosed instrument of writing is a true and correct copy of the papers filed in the case of ANTONIA M. HARRIS v J.C. PENNEY CORPORATION, INC and is a matter of record in the Circuit Clerk's Office in Madison County, Mississippi.

THIS, the 21ST day of OCTOBER 2021.



**ANITA WRAY
CIRCUIT CLERK**

Dandy Blauenship
DEPUTY CLERK

EXHIBIT A

Mississippi Electronic Courts
 Twentieth Circuit Court District (Madison Circuit Court)
 CIVIL DOCKET FOR CASE #: 45CI1:21-cv-00245-JA
 Internal Use Only
[Edit Case Data](#)
[Edit Case Participants](#)

Harris v. J. C. Penney Corporation, Inc.
 Assigned to: Dewey Arthur

Date Filed: 09/13/2021
 Current Days Pending: 38
 Total Case Age: 38
 Jury Demand: Plaintiff
 Nature of Suit: 187 Premises Liability

Upcoming Settings:

None Found

Plaintiff

Antonia M. Harris

represented by Antonia M. Harris
 PRO SE

V.

Defendant

J. C. Penney Corporation, Inc.
 645 Lakeland East Drive, Suite 101
 Flowood, Ms 39232
 Through its agent for service of process CT Corporation System

Date Filed	#	Docket Text
09/13/2021	1	COMPLAINT Trial by Jury against J. C. Penney Corporation, Inc., filed by Anthony M. Harris. (Attachments: # 1 Civil Cover Sheet,) (Sanders, Fannie) (Entered: 09/13/2021)
09/13/2021	2	SUMMONS Issued to Attorney as to (J. C. Penney Corporation, Inc. through its Agent for Service of Process) (Sanders, Fannie) (Entered: 09/13/2021)
09/13/2021	3	(Court only) Civil Case Filing Fee: \$161.00, Method of Payment: Check, Check No. 447096, Paid By: Dudley Debosier Injury Lawyer, Remarks: n/a. (Sanders, Fannie) (Entered: 09/13/2021)

Select Event

Account Transaction - Circuit
 ADR Documents

Go to Event



STATE OF MISSISSIPPI, COUNTY OF MADISON
 I, Anita Wray, Clerk of the Circuit Court in and for the said State
 and County, do hereby certify that the above and foregoing is a true
 and correct copy of the original check entered
 and the same is of record in this office in Canton, MS
 Book no. _____ at page _____
 Given under my hand and the seal of the Circuit Court at Canton
 This the 21 day of October, 2021
 Anita Wray, Circuit Clerk
 BY Dudley Debosier D.C.

IN THE CIRCUIT COURT OF MADISON COUNTY
FILED
MADISON COUNTY
ANTONIA M. HARRIS PLAINTIFF
SEP 13 2021
VERSUS ANITA WRAY, CIRCUIT CLERK CIVIL ACTION NO.
J. C. PENNEY CORPORATION, INC. D.C. DEFENDANT CI-2021-0245-JA

COMPLAINT
Trial by Jury Requested

Comes now Plaintiff, ANTONIA M. HARRIS, and files this her complaint against the Defendant, J. C. PENNEY CORPORATION, INC. and in support thereof would respectfully show unto the Court the following facts to-wit:

PARTIES

1. Plaintiff, ANTONIA M. HARRIS, is an adult resident citizen of Madison County, Mississippi.
2. Defendant, J. C. PENNEY CORPORATION, INC., (hereinafter "J. C. PENNEY"), or in the alternative, an affiliate thereof, upon information and belief, is a foreign corporation, authorized to do and doing business in the State of Mississippi, with its agent for service of process being CT Corporation System, 645 Lakeland East Drive, Suite 101, Flowood, MS 39232.

JURISDICTION AND VENUE

3. Jurisdiction and venue are proper in Madison County Circuit Court. The Madison County Circuit Court has *in personam* jurisdiction over Defendant because the negligent acts and omissions of Defendant were committed in whole or in part in the State of Mississippi.
4. Venue is proper in Madison County, Mississippi, pursuant to Miss. Code Ann. §11-11-3 since the alleged acts of the negligence occurred in Madison County.

FACTS

5. On or about November 14, 2020, Plaintiff, ANTONIA M. HARRIS was a patron on the premises of J. C. PENNEY, in Ridgeland, Mississippi.

6. At or about the time and place alleged above, Plaintiff was walking in the salon at J. C. PENNEY.

7. Plaintiff slipped and fell in some liquid substance on the floor of the salon at J. C. PENNEY.

8. At all material times, J. C. PENNEY, through the actions of its employees, had actual or constructive knowledge of the hazardous condition in the salon.

9. J. C. PENNEY, through the actions of its employees, created the dangerous or hazardous condition.

10. The presence of the liquid substance on the floor in the salon at J. C. PENNEY presented an unreasonable risk of harm to patrons, such as Plaintiff.

11. The risk of harm was reasonably foreseeable to J. C. PENNEY.

12. J. C. PENNEY failed to exercise reasonable care in light of their knowledge of the hazardous condition that caused the damage alleged herein.

NEGLIGENCE OF DEFENDANT

13. This incident was caused by the fault and negligence of the Defendant, J. C. PENNEY, in the following non-exclusive respects:

- a. By failing to maintain their premises in a safe condition;
- b. By failing to warn Plaintiff of the unsafe condition;
- c. By failing to inspect the area and/or to remove such hazards;
- d. By creating the dangerous condition that injured Plaintiff;

- e. By failing to remove the liquid substance on the floor of the salon;
- f. By failing to prevent Plaintiff from entering into what defendant knew or should have known was an unsafe area;
- g. By failing to follow their policies and procedures;
- h. Gross negligence and a willful, wanton and/or reckless disregard for the safety of patrons such as Plaintiff; and
- i. Other acts of negligence that were the cause of this incident and will be shown at the trial of this matter.

DAMAGES

14. Solely as a result of the negligence of the Defendant, ANTONIA M. HARRIS has sustained the following non-exclusive elements of damages:

- a. Physical pain and suffering (past, present, and future);
- b. Mental anguish (past, present, and future);
- c. Loss of enjoyment of life (past, present, and future);
- d. Disfigurement and disability;
- e. Medical Expenses (past, present, and future);
- f. Lost Wages/Earnings (past and future);
- g. Loss of earning capacity; and
- h. Other elements of damages developed during discovery and/or demonstrated with particularity at the trial of this matter.

PUNITIVE DAMAGES

15. Plaintiff asserts the acts of Defendant were willful, wanton, malicious and grossly negligent. Plaintiff requests punitive damages from Defendant.

WHEREFORE, PREMISES CONSIDERED, Plaintiff, ANTONIA M. HARRIS, demands judgment of and from Defendant, J. C. PENNEY CORPORATION, INC., and requests that this Honorable Court award damages against the Defendant to the Plaintiff for all past and future medical expenses, physical injuries, past pain, suffering, and mental anguish, lost earnings, travel expenses, loss of earning capacity, and other damages both general and specific, in an amount to be determined, reasonably believed to be in excess of this Court's jurisdictional minimum. Plaintiff further prays for punitive damages from the Defendant due to the willful, wanton and grossly negligent actions of the Defendant and Plaintiff prays for general relief along with all attorney's fees, costs, and expenses incurred in bringing this action, and such other equitable relief that this Honorable Court deems appropriate.

This the 1 day of September, 2021.

Respectfully Submitted:

DUDLEY DeBOSIER, P.L.C.

BY: 

LAUREN CAVALIER, Bar Roll No. 105114
Counsel for Plaintiff, ANTONIA M. HARRIS

OF COUNSEL:

DUDLEY DeBOSIER PLC
1075 Government, St.
Baton Rouge, Louisiana 70802
Telephone: (225) 478-4242
Facsimile: (225) 478-4292
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DUDLEY DEBOSIER
INJURY LAWYERS

1075 Government Street
Baton Rouge, Louisiana 70802

BATON ROUGE
NEW ORLEANS
SHREVEPORT
LAFAYETTE
DENHAM SPRINGS

September 7, 2021

VIA CERTIFIED MAIL

Tracking No. 7019 2970 0002 2586 3177

The 20th Judicial District
Madison County
128 West North Street
Canton, Mississippi 39046

RE: Antonia M. Harris
NEW COMPLAINT

Dear Sir or Madam,

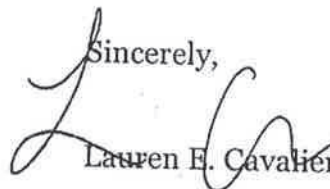
Please find enclosed herewith, the original and two (2) copies of the Complaint, as well as two (2) Summons in regard to the above referenced matter.

Furthermore, please file the original(s) into the record and return for Defendant, **J.C. Penney Corporation, Inc.**, a stamped filed copy of the Complaint and the Summons via first-class mail in the self-addressed envelope being provided for your convenience.

Per your request, please find enclosed herewith, our firm check no. 447096 in the amount of \$161.00 in payment of filing and service fees.

Thank you for your assistance in this matter. If you should have any questions, please do not hesitate to contact me.

Sincerely,


Lauren E. Cavalier

LEC/amm
Enclosures

RECEIVED

SEP 13 2021

By 

Case: 45CI1:21-cv-00245-JA Document #: 1 Filed: 09/13/2021 Page 6 of 6

FEE BILL, CIVIL CASES, CIRCUIT COURT

State of Mississippi
Madison County

ANTHONY M HARRIS VS J C PENNEY CORPORATION

Case # CI-2021-0245 Acct # Paid By CHECK 447096 Rct# 93238

CV CLERK'S FEE	85.00
CV LAW LIBRARY	2.50
CV COURT REPORTER TAX	10.00
CV COURT EDUCATION	2.00
CV COURT ADMINISTRATOR	2.00
CV CIVIL LEGAL ASSISTANCE FUND	5.00
CV COMPREHENSIVE ELECTRONIC CT	10.00
CV JURY TAX	3.00
CV CONSTITUENTS FE	.50
CV RECORDS MANAGEMENT PROGRAM	1.00
CV-JUDICIAL SYS OPERATION FUND	40.00

=====

Total \$ 161.00

Payment received from DUDLEY DEBOSIER INJURY LAWYERS

Transaction 98966 Received 9/13/2021 at 16:11 Drawer 1 I.D. FMM

Current Balance Due \$0.00 Receipt Amount \$ 161.00

By _____ D.C. ANITA WRAY, Circuit Clerk

Case # CI-2021-0245 Acct # Paid By CHECK 447096 Rct# 93238

IN THE CIRCUIT COURT OF MADISON COUNTY

ANTONIA M. HARRIS

PLAINTIFF

VERSUS

CIVIL ACTION NO. *CI- 2021-0245-JA*

J. C. PENNEY CORPORATION, INC.

DEFENDANT

SUMMONS

THE STATE OF MISSISSIPPI

TO: J. C. PENNEY CORPORATION, INC.

Through its agent for service of process
CT Corporation System
645 Lakeland East Drive, Suite 101
Flowood, MS 39232

NOTICE TO DEFENDANT(S)

THE COMPLAINT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT
AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS.

You are required to mail or hand deliver a copy of a written response to the Complaint to Lauren Cavalier of Dudley DeBosier Injury Lawyers, the attorney for the Plaintiffs), whose post office address and street address is 1075 Government Street, Baton Rouge, LA 70802. Your response must be mailed or delivered within (30) days from the date of delivery of this summons and complaint or a judgment by default will be entered against you for the money or other things demanded in the complaint.

You must also file the original of your response with the Clerk of this Court within a reasonable time afterward.

Issued under my hand and the seal of said Court, this 13 day of September, 2021.



(Seal)

Clerk of Madison County,
Mississippi

Lita Gray
By [Signature] DC